



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

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CRIMINAL APPEALS &
FEDERAL HABEAS CORPUS BUREAU

December 3, 2015

BY ECF

Honorable Colleen McMahon
United States District Judge
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: *Best v. Griffin*,
15-CV-4073 (CM)(AJP)

Your Honor:

I am an Assistant Attorney General in the office of Eric T. Schneiderman, Attorney General of the State of New York, attorney for respondent in the above-referenced habeas corpus matter. On November 6, 2015, Magistrate Judge Andrew J. Peck recommended that the habeas petition be denied and that a certificate of appealability not be issued. Petitioner has filed objections to the Report & Recommendation and reiterates the same arguments he asserted in his original filing. For the reasons set forth in the Magistrate Judge's thorough report as well as the arguments made in respondent's memorandum of law, respondent asks that the Court reject petitioner's objections and adopt the Report & Recommendation.

Respectfully submitted,

/s/ Priscilla Steward
Priscilla Steward (PS 1931)
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cc (via ECF): Franklin B. Velie, Esq.
Counsel for Petitioner Sean Best
Sullivan & Worcester LLP
1633 Broadway
New York, NY 1001

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JAMALUDDIN ALMAHDI, :
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 : Petitioner, :
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 :
 : - against - : 15-CV-7522 (PGG)(GWG)
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 : THE ATTORNEY GENERAL OF THE :
 : STATE OF NEW YORK and C. RABSATT, :
 : SUPERINTENDENT, :
 :
 : Respondent. :
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DECLARATION OF SERVICE

PRISCILLA STEWARD, pursuant to 28 U.S.C. § 1746, declares under penalty of perjury as follows: that on November 20, 2015, she mailed respondents' letter request for an extension of time to petitioner via the United States Postal Service to the following address:

Jamaluddin Almahdi
14-R-0108
Riverview Correctional Facility
P.O. Box 247
Ogdensburg, NY 13669

/s/ Priscilla Steward
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Executed on November 20, 2015